

Amendment No. \_\_\_\_\_

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Signature of Sponsor

**FILED**

Date \_\_\_\_\_

Time \_\_\_\_\_

Clerk \_\_\_\_\_

Comm. Amdt. \_\_\_\_\_

**AMEND Senate Bill No. 2036\***

**House Bill No. 2085**

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 49-2-128, is amended by deleting the section and substituting:

(a) Each LEA shall adopt and implement a policy that provides for an open enrollment period of at least thirty (30) days during which time a parent or guardian of a school-age child may choose from a list of the LEA's schools with available space to enroll the parent's or guardian's child.

(b) The policy must:

(1) Be placed in the student handbook that is distributed to students and parents at the beginning of each school year;

(2) Establish a process for the LEA to identify the number of spaces available for enrollment in each of the LEA's schools by grade, class, and program levels. An LEA shall post the number of spaces available for enrollment in each school by grade, class, and program level, and shall post the number of spaces reserved for schools with growing student populations with available enrollment slots on the LEA's website at least fourteen (14) days before the beginning of the open enrollment period. In determining available space at the class level, an LEA may use the class size averages specified in § 49-1-104;

(3) Allow a parent or guardian to request a transfer by submitting an application to a school identified by the LEA as having space available to enroll and serve additional students; and



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(4) Establish a process for parents and guardians of school-age children to apply for an available enrollment slot pursuant to the LEA's open enrollment policy, and a process for how the LEA will review and approve open enrollment applications.

(c) An LEA may reserve a reasonable number of enrollment spaces each school year from the number of spaces, if any, identified by the LEA as available for enrollment at a school within the LEA, to accommodate the potential enrollment of students who may relocate within the respective school zone; students who may have a sibling enrolled at the respective school; or students who may have a parent who is employed at the respective school.

(d) If an LEA allows a child to transfer pursuant to the LEA's open enrollment policy, then the child's parent or guardian is responsible for providing the child's transportation to the new school. A child who transfers pursuant to an LEA's open enrollment policy must maintain satisfactory attendance, behavior, and effort to remain enrolled in the new school.

(e) If a school has prerequisite requirements, then a child applying to transfer to the school pursuant to the LEA's open enrollment policy must meet the school's prerequisite requirements to enroll in the school.

SECTION 2. This act takes effect upon becoming a law, the public welfare requiring it, and applies to the 2022-2023 school year and each school year thereafter.

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**AMEND Senate Bill No. 2239\***

**House Bill No. 2582**

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 49-6-1601, is amended by adding the following as a new subsection:

(g) At the beginning of each school year, each LEA and public charter school shall submit the contact information of the LEA's or public charter school's child abuse coordinator and alternative child abuse coordinator to the department of children's services.

SECTION 2. Tennessee Code Annotated, Section 49-6-1601(d)(1)(B), is amended by deleting subdivision (v) and substituting instead the following:

(v) Immediately notify the school child abuse coordinator and report the information to the department and law enforcement; provided, however, when the alleged abuse involves someone employed by, previously employed by, or otherwise affiliated with the school, the report may be made directly to the department and law enforcement prior to notifying the school child abuse coordinator. This subdivision (d)(1)(B)(v) does not relieve a school teacher, school official, or other school personnel from the duty to report alleged abuse under federal law.

SECTION 3. Tennessee Code Annotated, Section 49-6-1601, is amended by deleting the word "department" wherever it appears in subdivisions (c)(5), (c)(6), (d)(2), (d)(3), and in the first sentence of subdivision (d)(5) and substituting instead the language "department of children's services".

SECTION 4. This act takes effect upon becoming a law, the public welfare requiring it.



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**AMEND Senate Bill No. 2179**

**House Bill No. 2201\***

by deleting all language after the enacting clause and substituting:

SECTION 1. Tennessee Code Annotated, Section 4-49-104(e), is amended by deleting "Eighty percent (80%)" and substituting "Forty percent (40%)" in subdivision (1) and by adding the following as a new subdivision:

(4) Forty percent (40%) of the privilege tax collected under this section must be distributed by the council to the state treasurer for deposit into an account administered by the department of education to provide supplemental funding to local education agencies operating a voluntary pre-kindergarten program approved under § 49-6-105.

SECTION 2. Tennessee Code Annotated, Title 49, Chapter 6, Part 1, is amended by adding the following as a new section:

**49-6-109.**

(a) The department of education shall develop and implement a grant program to provide supplemental funding to LEAs operating a voluntary pre-kindergarten program approved by the department under § 49-6-105. In order to qualify for a grant, an LEA operating a voluntary pre-kindergarten program approved under § 49-6-105 must:

(1) Submit a grant application for a pre-kindergarten program determined by the department to be high quality based on program management, continued or sustained improvement in the performance of children who participate in the program, the strength of the instruction or curriculum offered by the program, and other measures of performance required by the department; and



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(2) Submit a grant application that demonstrates the LEA's need for one (1) or more pre-kindergarten classrooms based on the LEA's eligible student population, the number of students assigned to a waiting list for the program, and the ability of the LEA to staff additional pre-kindergarten classrooms.

(b) The department is encouraged to prioritize the awarding of grants to LEAs operating a voluntary pre-kindergarten program that is located in a county designated as a distressed rural county under § 67-6-104(b)(3)(B), or located in a county designated as a distressed or at-risk county by the Appalachian Regional Commission.

(c) An LEA shall not use funding received under this section to satisfy the LEA's match requirement for other state funds appropriated to the LEA for purposes of funding the LEA's voluntary pre-kindergarten program under § 49-6-107. Grant funds received by an LEA pursuant to this section must supplement, not supplant, any other existing federal, state, or local funds or resources for the LEA's pre-kindergarten program.

SECTION 3. This act is not an appropriation of funds, and funds shall not be obligated or expended pursuant to this act unless the funds are specifically appropriated by the general appropriations act.

SECTION 4. Section 1 of this act takes effect July 1, 2022, the public welfare requiring it. All other sections of this act take effect upon becoming a law, the public welfare requiring it, and apply to grants awarded for the 2022-2023 school year and each school year thereafter.

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Clerk \_\_\_\_\_

Comm. Amdt. \_\_\_\_\_

**AMEND Senate Bill No. 2595**

**House Bill No. 2709\***

by deleting all language after the enacting clause and substituting:

SECTION 1. Tennessee Code Annotated, Section 49-6-101, is amended by deleting subsection (f).

SECTION 2. Tennessee Code Annotated, Section 49-6-104, is amended by deleting the section and substituting:

(a) As used in this part, "at-risk children" means:

(1) Children who are:

(A) Four (4) years of age on or before August 15; and

(B) Members of families with incomes that meet the eligibility requirements for free or reduced-price lunch as determined pursuant to 42 U.S.C. § 1771; or

(2) Dependent children, as defined by § 49-7-102(c), who are four (4) years of age on or before August 15, whose parent was killed; died as a direct result of injuries received or has been officially reported as being either a prisoner of war or missing in action while serving honorably as a member of the United States armed forces during a qualifying period of armed conflict as defined by § 49-7-102(c); or was formerly a prisoner of war or missing in action under such circumstances, who can present:

(A) Official certification from the United States government that the parent veteran was killed or died as a direct result of injuries received



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while serving honorably as a member of the United States armed forces during a qualifying period of armed conflict; or

(B) Official certification from the United States government that the parent veteran has been officially reported as being a prisoner of war or missing in action while serving honorably as a member of the United States armed forces during a qualifying period of armed conflict or was formerly a prisoner of war or missing in action under such circumstances as appropriate within one hundred eighty (180) days prior to applying for services under this section.

(b) An LEA may establish a voluntary pre-kindergarten program that serves at-risk children residing in the geographic area served by the LEA in accordance with this section. A voluntary pre-kindergarten program must be designed to comprehensively address the educational needs of children who are not otherwise eligible for similar programs or who do not have access to a pre-kindergarten program that includes, but is not limited to, the cognitive, physical, social, and emotional needs of children participating in the program.

(c)

(1) The department shall establish an initial enrollment deadline that an LEA must use to determine if a voluntary pre-kindergarten classroom provided by the LEA has space available to enroll students in addition to at-risk children residing in the geographic area served by the LEA.

(2) If the number of at-risk children seeking to enroll in an LEA's voluntary pre-kindergarten program on the date of the initial enrollment deadline does not meet or exceed the maximum class size of the pre-kindergarten classroom provided by the LEA as part of the LEA's voluntary pre-kindergarten program, then the LEA may enroll children who are not at-risk children, but who reside within the geographic area served by the LEA and who are:

(A) Four (4) years of age on or before August 15;

(B) Three (3) years of age on or before August 15 and:

(i) Who have been in the Tennessee Early Intervention System (TEIS); or

(ii) Who are screened and identified as educationally at-risk, as determined pursuant to the Individuals with Disabilities Education Act (20 U.S.C. § 1400 et seq.); or

(C) Three (3) years of age on or before August 15, who are members of families with incomes that meet the eligibility requirements for free or reduced-price lunch, as determined pursuant to 42 U.S.C. § 1771.

(d) A voluntary pre-kindergarten program established pursuant to this section must:

(1) Consist of a maximum class size of twenty (20);

(2) Have at least one (1) licensed teacher per classroom who is certified in early childhood education;

(3) Have at least one (1) educational assistant per classroom who holds a child development associate credential or associate degree in early childhood education, or who is actively working toward acquiring such credentials; provided, however, that if a person with such credentials is unavailable, then educational assistants who hold a high school diploma and who have relevant experience working with children in pre-kindergarten or other early childhood programs may be employed to satisfy this requirement;

(4) Provide a minimum of five and one-half (5.5) hours of quality instructional time per day;



(5) Use an educational, age-appropriate curriculum that is aligned with the early learning standards approved by the department of education and that includes, at a minimum, literacy, writing, math, and science skills;

(6) Have a developmental learning program that addresses the cognitive, physical, emotional, social, and communication areas of child development;

(7) Meet the criteria for a "high quality pre-kindergarten program," as identified by the department of education; and

(8) Comply with the state board of education's rules and policies related to early childhood education and pre-kindergarten programs.

(e) Enrollment in a voluntary pre-kindergarten program is voluntary.

SECTION 3. Tennessee Code Annotated, Section 49-6-105, is amended by adding the following as a new subsection:

(i) Selection of voluntary pre-kindergarten program sites must take into consideration the areas of greatest need, which may be determined by, but not limited to:

(1) School service areas with high percentages of children from families with incomes that meet the eligibility requirements for free or reduced-price lunch, as determined pursuant to 42 U.S.C. § 1771; or

(2) Access to early childhood education and pre-kindergarten programs within the county.

SECTION 4. Tennessee Code Annotated, Section 49-6-108(6), is amended by deleting "at risk students" and substituting "at-risk children".

SECTION 5. This act takes effect July 1, 2022, the public welfare requiring it.

House K-12 Subcommittee Am. #1

Amendment No. \_\_\_\_\_

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Signature of Sponsor

**FILED**

Date \_\_\_\_\_

Time \_\_\_\_\_

Clerk \_\_\_\_\_

Comm. Amdt. \_\_\_\_\_

**AMEND Senate Bill No. 1941**

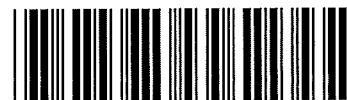
**House Bill No. 1954\***

by deleting subdivision (e)(1)(A) in the amendatory language of Section 3 and substituting:

(A) Notwithstanding subsection (a), Chapter 535 of the Public Acts of 1992, or other law to the contrary, if a county or municipality operates a school system and chooses to reestablish the office of elected superintendent of schools, then the county or municipality may reestablish the office of elected superintendent of schools by a two-thirds ( $\frac{2}{3}$ ) vote of the membership of the county or municipal legislative body. If a county or municipality operates a school system and chooses to continue to allow the local board of education for the school system to employ a director of schools pursuant to § 49-2-203, then no action pursuant to this subsection (e) is necessary or required.



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